

MAY 15 2008

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

BURTON P. GOLB,

Defendant - Appellant.

No. 06-10583

D.C. No. CR-90-00233-RCB

MEMORANDUM^{*}

Appeal from the United States District Court
for the District of Arizona
Robert C. Broomfield, District Judge, Presiding

Submitted May 12, 2008^{**}

Before: KOZINSKI, Chief Judge, THOMAS and CALLAHAN, Circuit Judges.

A review of the record and the opening brief indicates that the questions raised in this appeal are so insubstantial as not to require further argument. *See United States v. Hooton*, 693 F.2d 857, 858 (9th Cir. 1982) (per curiam) (stating

^{*} This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

^{**} The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

standard). The district court did not abuse its discretion in denying appellant's motion for reconsideration of its denial of appellant's motion for relief from judgment. *See United States v. Hobbs*, 31 F.3d 918, 923 (9th Cir. 1994) (district court's denial of motion for reconsideration reviewed for abuse of discretion).

Accordingly, we grant appellee's unopposed motion and summarily affirm the district court's August 29, 2006 order.

All pending motions are denied as moot.

AFFIRMED.